

Submission Under 37 C.F.R. §1.114
Serial No. 09/822,231
Attorney Docket No. 010272

REMARKS

Claims 1-14 are pending in the above-identified application. Claims 1-12 are amended. Claims 13 and 14 are added. No new subject matter is added.

Applicant amends claims 2-6 and 8-12 to change the word “said” to read “the”.

Applicant amends claims 1 and 7 to recite that the printer controller *prevents the mechanical controller from detecting no printing medium error according to the calculated total physical length of the logical-pages and a physical length of one page of the printing medium*. Support for this amendment is found, for example, on page 5 of the specification. For at least the following reasons, Applicant respectfully requests that the Examiner allow these claims.

Claims 1-12 were previously rejected under 35 U.S.C. §103(a) as being unpatentable over *Saito* (U.S. Pat. No. 6,417,935) in view of *Nishikawa* (U.S. Pat. No. 5,532,811). However, as explained in the Amendment filed September 1, 2005, even if one were to combine the teachings of *Saito* and *Nishikawa*, the combination would merely teach a communication apparatus and method having control detection for detecting absence of paper in the printer. Whereas, one object of the present invention is to provide a printer apparatus and a printer control method that prevents logical-page data from being printed on separate physical pages even when a “Paper Out” error occurs [Claims 1 and 7].

Because neither *Saito* nor *Nishikawa* teach, suggest or even hint at claimed features of the above-identified application, the combination would suffer the same problems discussed in the Description of the Related Art (pages 1-4 of the Specification and illustrated in Fig. 11A and Fig.

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11B) and would not result in the claimed invention. Therefore, in view of the aforementioned remarks and accompanying amendments, Applicant respectfully requests that the Examiner allow claims 1 and 7.

As, claims 2-6 and 8-12 depend from claims 1 and 7, respectively, these claims should likewise be allowable in light of the above comments.

Applicant adds claims 13 and 14. Support for the subject matter of these claims can be found, for example, on page 13 of the specification and in Figure 4. As claims 13 and 14 depend from claims 1 and 7, respectively, these claims should likewise be allowable in light of the above comments.

In view of the aforementioned amendments and accompanying remarks, Applicant respectfully requests that the Examiner allow claims 1-14.

If this paper is not timely filed, Applicant respectfully petitions for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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